T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:	•	18-Jun-08	APPL. S. N:	10803073
To Exar	miner:	PARK, CHAN	Art Unit	2625
From		Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68
SUBJE	CT: Decis	sion on Terminal Disclaimer(T.D.) filed:		
form pa or have	ragraphs any que	I have reviewed the submitted T.D. with the sidentified by this informal memo in your nex estions, please see me or the Special Program E(1) MAILED TO APPLICANT OR(2) PLACED O	t Office action to notify applicant of Examiner. THIS IS AN INFORMAL,	of the T.D. If you disagree INTERNAL MEMO ONLY.
please i	initial, da	ite and return this memo to me. THANK YOU.	•	
V	The T.I	D. is PROPER and has been recorded (see 14	23).	
	The T.I	D. is NOT PROPER and has not been accepted	for the reason(s) checked below (see 14.24):
		The TD fee ofhas not been submi	itted nor is there any authorization	in the application file for the
		The T.D. does not satisfy Rule 321 in that this/her interest (and/or the extent of the in the application/patent (see 14.26 & 14.2	nterest of the business entity repre	
	Γ	The T.D. lacks the enforceable only during double patenting rejection, Rule 321(b) (see	•	ed to overcome a non-statutory
		The T.D. is directed to a particular claim(s) portion of the term of the entire patent to l		
		The person who signed the T.D.:		•
		is not an attorney "of record" (see	e 14.29 and 14.29.01).	
	٠.	has failed to state his/her capacit	y to sign for the business entity (s	ee 14.28).
		is not recognized as an officer of	the assignee (see 14.29 & possible	. 14.29.02).
		No documentary evidence of a chain of title nor is the reel and frame number specified (see 37 CFR 3.73(b) and 1140 O.G. 72). No frame number may be found in the T.D. or	as to where such evidence is reco OTE: This documentary evidence of	rded in the Office or the specifying of the reel and
		The T.D. is not signed (see 14.26 & 14.26.	03).	
		The serial number of the application (or the patenting rejection is missing or incorrect (ns the basis for the double
		The serial number of this application (or the disclaimed is missing or incorrect (see 14.2		or reissue cases being
	匚	The period disclaimed is incorrect or not sp	ecified (see 14.26, 14.27.02 or 14	.26.03).
•		Other:		. A
		Suggestion to request refund (see 14.36). and do not check this item.	NOTE: If already authorized, credi	t refund to deposit account
have a	appropria	itely notified applicant(s) of the status of the	Terminal Disclaimer filed in this ca	se.
Ex.Initia	als:	Date:		Log Date:

Application Number			Applicant(s)/Patent under Reexamination SILVERBROOK, KIA	
Document Code - DISQ		Internal Do	ocument – DO NOT MAIL	
TERMINAL DISCLAIMER			☐ DISAPPROVED	
Date Filed : May 21, 2008	This patent is subject to a Terminal Disclaimer			
Approved/Disapproved b	y:	•		
lenry D. Jefferson				
			·	

Application/Control No.

Applicant(s)/Patent under

U.S. Patent and Trademark Office

Approved for use	PTO/SB/25 (09-04) through 07/31/2006. OMB 0651-0031		
	U.S. DEPARTMENT OF COMMERCE		
TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION	Docket Number (Optional) FPD002US		
In re Application of: Kia Silverbrook			
Application No.: 10/803073			
Filed: 18 March 2004			
For: A Printing and Display Device Incorporating a Replaceable Ink Cartridge			
The owner*, <u>Silverbrook Research Pty Ltd</u> , of <u>100</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number <u>USSN 10/803077</u> , filed on <u>18 March 2004</u> , as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.			
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on t extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent application, "as the term of any patent granted on said reference application may be shortened by any tergrant of any patent on the pending reference application," in the event that: any such patent: granted on the expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent juin whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to	atent granted on said reference minal disclaimer filed prior to the bending reference application: risdiction, is statutorily disclaimed t, is reissued, or is in any manner		
Check either box 1 or 2 below, if appropriate.			
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.			
I hereby declare that all statements made herein of my own knowledge are true and that all state belief are believed to be true; and further that these statements were made with the knowledge that willful made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States statements may jeopardize the validity of the application or any patent issued thereon.	false statements and the like so		
2. The undersigned is an attorney or agent of record. Reg. No			
and a			
Signature	21 May 2008 Date		
Kia Silverbrook			
Typed or printed name			
·	+61-2-9818 6633 Telephone Number		
Tamping displained for under 27 CER 4 20(4) is included	relephone Number		
Terminal disclaimer fee under 37 CFR 1.20(d) is included.			
WARNING: Information on this form may become public. Credit card information be included on this form. Provide credit card information and authorization on I			
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).			

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FPD002US

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)	
Applicant/Patent Owner: Kia Silverbrook	
Application No./Patent No.: 10/803073 Filed/Issue Date: 18 March 2004	<u> </u>
Entitled: A Printing and Display Device Incorporating a Replaceable Ink Cartridge	
Silverbrook Research Pty Ltd , a <u>Private Proprietary Limited Company</u> (Name of Assignee) (Type of Assignee, e.g., corporation, partner	ship, university, government agency, etc.)
states that it is: 1. ✓ the assignee of the entire right, title, and interest; or	. •
2. an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is%	
in the patent application/patent identified above by virtue of either.	
A assignment from the inventor(s) of the patent application/patent identified above. in the United States Patent and Trademark Office at Reel 015118 , Frame 0958 thereof is attached. OR	The assignment was recorded, or for which a copy
B. A chain of title from the inventor(s), of the patent application/patent identified above, to below:	o the current assignee as shown
From: To: To: The document was recorded in the United States Patent and Trademark Office	
The document was recorded in the United States Patent and Trademark Office Reel, or for which a copy thereof	at is attached.
2. From: To:	
The document was recorded in the United States Patent and Trademark Office Reel, or for which a copy there	
3. From:	at eof is attached.
Additional documents in the chain of title are listed on a supplemental sheet.	
Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the MPEP 302.08]	be submitted to Assignment te records of the USPTO. <u>See</u>
The undersigned (whose title is supplied below) is authorized to act on behalf of the assigne ω	e. 21 May 2008
Signature	Date
Kia Silverbrook	+61-2-9818-6633
Printed or Typed Name	Telephone Number
Managing Director	
Title	

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING	Docket Number (Optional) FPD002US
REJECTION OVER A "PRIOR" PATENT	FF D00203
In re Application of: Kia Silverbrook	,
Application No.: 10/803073	
Filed: 18 March 2004	•
For: A Printing and Display Device Incorporating a Replaceable Ink Cartridge	
The owner*, Silverbrook Research Pty Ltd , of 100 percent interest in the except as provided below, the terminal part of the statutory term of any patent granted on the instant the expiration date of the full statutory term prior patent No. 7,040,823 as the term of said and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The organized on the instant application shall be enforceable only for and during such period that it and the pagreement runs with any patent granted on the instant application and is binding upon the grantee, its solid limits the above disclaimer, the owner does not disclaim the terminal part of the term of any patent would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened to	prior patent is defined in 35 U.S.C. 154 owner hereby agrees that any patent so prior patent are commonly owned. This successors or assigns. It granted on the instant application that prior patent, "as the term of said prior
Check either box 1 or 2 below, if appropriate.	
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university etc.), the undersigned is empowered to act on behalf of the business/organization.	, government agency,
I hereby declare that all statements made herein of my own knowledge are true and that a belief are believed to be true; and further that these statements were made with the knowledge that made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United statements may jeopardize the validity of the application or any patent issued thereon.	willful false statements and the like so
2. The undersigned is an attorney or agent of record. Reg. No	
	•
und	21 May 2008
Signature	Date
Kia Silverbrook	
Typed or printed name	
	+61-2-9818-6633
	Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) included.	
WARNING: Information on this form may become public. Credit card inform be included on this form. Provide credit card information and authorization	

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).

Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

FPD002US

PTO/SB/96 (09-04)

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STATEMENT UNDER 37 CFR 3.73(b)
Applicant/Patent Owner: Kia Silverbrook
Application No./Patent No.: 10/803073 Filed/Issue Date: 18 March 2004
Entitled: A Printing and Display Device Incorporating a Replaceable Ink Cartridge
Silverbrook Research Pty Ltd , a Private Proprietary Limited Company (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)
states that it is: 1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is%
in the patent application/patent identified above by virtue of either:
A assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015118 , Frame 0958 , or for which a copy thereof is attached.
OR B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:
From: To: To: The document was recorded in the United States Patent and Trademark Office at To:
Reel, Frame, or for which a copy thereof is attached.
2. From:To:
The document was recorded in the United States Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.
3. From: To: To: The document was recorded in the United States Patent and Trademark Office at
Reel, Frame, or for which a copy thereof is attached.
Additional documents in the chain of title are listed on a supplemental sheet.
Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.
ως 21 May 2008
Signature Date
Kia Silverbrook +61-2-9818-6633
Printed or Typed Name Telephone Number
Managing Director

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.